

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

IN RE ORAL SODIUM PHOSPHATE  
SOLUTION-BASED PRODUCTS  
LIABILITY LITIGATION

Case No. 1:09-SP-80000  
(MDL Docket No. 2066)

JUDGE DAN AARON POLSTER

**MOTION FOR LEAVE TO WITHDRAW**

Defendants C.B. Fleet Company, Inc. and C.B. Fleet Holding Company, Inc. (collectively “Fleet”), hereby move this court for leave to withdraw Neil C. Cavanaugh, who has left the firm of Pepper Hamilton, LLP, as their counsel of record in the above-captioned MDL and in all of the member cases pertaining to the above-captioned MDL. Nina M. Gussack, Nicholas M. Kouletsis, and Ellen K. Scott will continue to serve as Fleet’s co-lead counsel on behalf of Pepper Hamilton, LLP in the above-captioned MDL and its member cases.

A proposed Order is attached for the Court’s convenience.

/s/ Beth I. Gillin

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Attorneys for Defendants C.B. Fleet Company, Inc.  
and C.B. Fleet Holding Company, Inc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing has been filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the court's system.

/s/ Beth I. Gillin  
One of the Attorneys for  
Defendants C.B. Fleet Company, Inc. and  
C.B. Fleet Holding Company, Inc.

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**PROPOSED ORDER ON MOTION FOR  
LEAVE TO WITHDRAW**

The Motion for Leave to Withdraw of Defendants C.B. Fleet Company, Inc. and C.B. Fleet Holding Company, Inc. is **GRANTED**.

Accordingly, it is **ORDERED** that Neil C. Cavanaugh is **WITHDRAWN** as counsel of record for Defendants C.B. Fleet Company, Inc. and C.B. Fleet Holding Company, Inc. in the above-captioned MDL case and its member cases.

Dated: \_\_\_\_\_, 2010

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Judge Dan Aaron Polster